10.11.99
24.5.2000
6.11.2003
Rs 100/-

IN THE HIGH COURT OF JUDICATURE CHHATTISGARH AT

BILASPUR

W.P.NO. 1045 / 2005

Petitioner

P.R. No. 1042/05
Presented by Shri Deepak Jain
dated 11-03-05

Smt.Rashmi Rokade
W/o Late Suresh Kumar Rokade, Aged about 38 years, R/o C/o Suraj Prasad Sureji, Tulsipur, Rajnandgaon, Dist : Rajnandgaon-(C.G.)

Versus

Respondents :

1. State of Chhattisgarh Through The Secretary Water Resource Department, DKS Bhawan Raipur, Dist : Raipur-(C.G.)

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11.3.05
CLERK to A. G., BILASPUR

2. The Secretary General Administrative Department, Mantralaya, D.K.S Bhawan, Raipur, Dist : Raipur-(C.G.)

3. The Dy.Secretary (Upper Sachiv) Water Resource Department, D.K.S Bhawan, Raipur, Dist : Raipur-(C.G.)

4. The Collector, Rajnandgaon, Dist : Rajnandgaon-(C.G.)

उपयंत्र अभियंता 2.6.05 तिल्दा-नेवरा (छ.ग.) जलालपुर तहसील केन्द्र

5. The Chief Engineer Mahanadi Jalashay Pariyojna, Water Resource Department, Raipur, Dist : Raipur-(C.G.)

6. The Chief Executive Officer, Tribal Engineering Service Division, Rajnandgaon, Dist : Rajnandgaon-(C.G.)

R/C 11/03/05
THAKUR VIJAY SINGH
Asst. Solicitor General of India
CHHATTISGARH HIGH COURT
High Court Campus, Bilaspur (C.G.)

7. State of Madhya Pradesh Through the Secretary Water Resource Department, Mantralaya, Vallabh Bhawan, Bhopal, Dist : Bhopal-(M.P.)

8. Union of India,
Through the Chief Secretary
Department of Personal & Training & Public Grievances,
Shastri Marg, New Delhi

WRIT PETITION UNDER ARTICLE 226 / 227 OF THE CONSTITUTION OF INDIA

XI-HC-78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक ...W.P.1045/ **सन् 2005**

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

25-8-2006

Mr. Deepak Jain, counsel for the petitioner.

Mr. Sumesh Bajaj, Govt. Advocate for the State/respondents No.1 to 6, on advance copy.

Heard both the counsel.

By this writ petition under Article 226/227 of the Constitution of India, the petitioner has challenged the order dated 6-11-2003 passed by respondent No.3, whereby the prayer of the petitioner regarding compassionate appointment has been rejected on the ground that as per the notification No.F-7-4/02/1-3 dated 10-6-2003 the petitioner is not entitled for compassionate appointment.

The case of the petitioner is that husband of the petitioner Late Suresh Kumar Rokade was working as Assistant Grade-II and he died in harness on 10-11-1999. Thereafter, the petitioner applied for compassionate appointment on 24-5-2000. However, the application of the petitioner has been rejected by the impugned order.

It is admitted position that now, the State Government has revised its earlier policy that the legal heirs of Government employees who died on 1-11-2000 or thereafter are entitled for compassionate appointment. The said policy has been changed and now, the State Government has issued order that the legal heirs of Government employees who died on or after 1-11-1997 are entitled for compassionate appointment.

Therefore, in view of the above changed policy, the order dated 6-11-2003 is illegal and the respondents are directed to consider the application of

XI-HC-78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक ...W.P.1045/ **सन्** 2005

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Soma	the petitioner for compassionate appointment, in accordance with the revised policy. With the direction aforesaid, the petition stands disposed of. Consequently, M.(W.)P.No.837/2005 and I.A.No.1981/2005 also stand disposed of. Parties are entitled for certified copy of this order. Sd/- L.C. Bhadoo Judge	